IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.5917 OF 2005

1. Bailappa Bhutali Pujari
2. Mahadeo Shankar Pujari
3. Basappa Shankar Pujari ...Applicants

Vs.

The State of Maharashtra ...Respondent

Shri. V. V. Purwant for the Applicants.
Shri. A. S. Gadkari, A.P.P. for the Respondent.

CORAM : A.S.OKA, J.
DATED : SEPTEMBER 16, 2005.

P.C.:

1. Heard the Advocate appearing for the Applicants and the learned A.P.P. for the State.

2. The prayer for bail made in this Application is mainly on the ground of parity on the basis of order dated 26th July, 2005 passed in Criminal Application No.4639 of 2005.

3. After examining the relevant papers, the learned A.P.P. fairly states that the Applicants will be entitled to claim parity in view of what is observed in paragraph Nos.2 and 3 of the order dated 26th July, 2005 passed by this Court. Hence, the Applicants are entitled to be enlarged on bail for the reason of parity.

4. Hence, I pass the following order:

: O R D E R :

i) The Applicants shall be enlarged on bail in

connection with C.R. No. 39 of 2005 registered with Akkalkot South Police Station, subject to furnishing a personal bond of Rs. 15,000/- each with one or two sureties in the like amount.

ii) The Bail is granted subject to condition that till the conclusion of the trial, the Applicants will report to the concerned Police Station once in a week.

iii) The Bail is granted subject to condition that the Applicants shall not, directly or indirectly, make any inducement or threat to any prosecution witnesses and shall not in any manner tamper with prosecution evidence.

iv) The Applicants shall co-operate with the learned Trial Judge for expeditious disposal of the trial. Any attempt by the Applicants to delay the trial may be a ground for cancellation of bail.

v) Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

vi) Application is disposed of in the above terms.

vii) The parties to act upon an authenticated copy

of this order.

JUDGE